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10 Land Company, Inc.; A.G. Spanos
Management, Inc.
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12 IN THE UNITED STATES DISTRICT COURT
13 FOR THE NORTHERN DISTRICT OF CALIFORNIA

14 National Fair Housing Alliance, Inc., et al.,	)	CASE NO. C07-03255-SBA
)	
15 Plaintiffs,	)	[PROPOSED] ORDER GRANTING
	)	DEFENDANTS A.G. SPANOS
16 vs.	)	CONSTRUCTION, INC., A.G. SPANOS
	)	DEVELOPMENT, INC., A.G. SPANOS
17 A.G. Spanos Construction, Inc., et al.	)	LAND COMPANY, INC., AND A.G.
	)	SPANOS MANAGEMENT, INC.'S
18 Defendants.	)	MOTION TO STRIKE VARIOUS
	)	CLAIMS FOR RELIEF SOUGHT IN
	)	PLAINTIFFS' COMPLAINT

20 Hearing Date: October 2, 2007
Time: 1:00 p.m.
21 Dept.: Courtroom 3

22 Complaint Filed: June 20, 2007
23

24 The motion of Defendants A.G. Spanos Construction, Inc., A.G. Spanos
25 Development, Inc., A.G. Spanos Land Company, Inc., and A.G. Spanos Management, Inc.,
26 appearing through counsel, for an order striking various claims for relief sought in Plaintiffs'
27 complaint, came on regularly for hearing on October 2, 2007, at 1:00 p.m., in Courtroom 3 in
28 the above-entitled court, located at 1301 Clay Street, 3rd Floor, Oakland, California, the

1 Honorable Sandra Brown Armstrong presiding. Lee Roy Pierce, Jr. and Thomas H. Keeling
2 appearing on behalf of Defendants, and Michael Allen appearing on behalf of Plaintiffs.

3 Having read and considered the documents submitted in support of and in opposition to
4 the motion and the arguments of counsel, and good cause appearing therefor,

5 IT IS HEREBY ORDERED that the motion to strike various claims for relief in
6 plaintiffs' complaint is granted. The following requests for relief are hereby stricken:

- 7 (1) Plaintiffs' request for judgment in their favor: "Awarding such damages as
8 would fully compensate Plaintiffs for their injuries incurred as a result of
9 Defendants' discriminatory housing practices and conduct." (Complaint, p.
10 39:12-14) ;
- 11 (2) Plaintiffs' request for judgment in their favor: "Awarding such punitive
12 damages against Defendants as are proper under law." (Complaint, p. 39:14-
13 15); and
- 14 (3) Plaintiffs' request for judgment granting an injunction requiring Defendants to:
15 "bring each and every [existing] apartment community [previously built by
16 defendants] into compliance with the requirements of 42 U.S.C. §
17 3604(f)(3)(C), and the applicable regulations and into immediate compliance
18 with the requirements of 42 U.S.C. §§ 12182-83 and the applicable
19 regulations." (Complaint, p. 39:7-12)

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21 Dated: _____, 2007

22 Honorable Sandra Brown Armstrong
23 United States District Judge
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